

THE TOMBSTONE EPIGRAPH

Published every Saturday evening, gives all the news of the week, county, state and general, and more especially events and happenings of interest to the people of Tombstone and Cochise county. Yearly subscriptions \$2.50.

Tombstone Epitaph.

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NO. 48

TAX COMMISSION RESCINDS YUMA TAX LEVY ORDER

Action Taken Following Protest by County Attorney Colman of Yuma

PHOENIX, Oct. 1.—In order that opportunity might be afforded to bring the matter before the courts, the State Tax Commission yesterday rescinded its order directing the Board of Supervisors of Yuma county to reduce the tax levy by 10½ cents to conform to the statutory limitation. The action was taken following a hearing by the commission of the protest of County Attorney Colman of Yuma county and the filing of a stipulation by the attorney general authorizing the withdrawal of the order.

The commission's action leaves the way open for any interested taxpayer to bring a lawsuit to determine the question of whether interest on county bonds is to be included in making up the levy. In this connection it is pointed out that the question is one of importance to every county in the state, where road bonds have been voted or are contemplated, and that an early interpretation of the law by the courts is desirable. As the commission has no funds for the purpose, it is probable that suit will be brought by some taxpayer of Yuma county.

SHIPMENT OF BEANS IS SEIZED BY PURE FOOD INSPECTORS

TUCSON, Oct. 1.—The case of the United States against 806 sacks of beans, recently seized in Tucson on complaint of the pure food inspectors, will be heard in the United States district court, today.

Inspector Rex and assistants have been inspecting the beans this week, and it is reported that they are the same beans as formerly inspected in California. It is alleged that 45 per cent of the beans were wormy and unfit for food. The car was stopped in Tucson by Deputy United States Marshal Brad Duncan, while on its way to New York City, on telegraphic orders from Los Angeles.

NOTICE

Four young men, here for their health, would like good place to board. Must have space in yard to pitch tents, will pay reasonable rate for desirable location. Address EPIGRAPH. Adv It

Goes to Meet Cousin

J. H. Gaines left for Phoenix last night via the Golden State Limited. Mr. Gaines goes to meet a cousin of his from Missouri who is enroute to the fair.

Tombstonites to Pearce

Several automobile parties of local young folks will motor to Pearce this evening to attend the dance at that place tonight.

In from Turner

Mr. and Mrs. James Lawry are visiting in Tombstone from their ranch at Turner.

COPPER OUTPUT NEAR TWENTY MILLION POUNDS

The Copper Queen Output Is 12,000,000 Pounds Plus; C. & A., 7,000,000

DOUGLAS, Oct. 2.—A record equal to any ever made by the production of copper was that of September, when almost 20,000,000 pounds of copper was turned out, a third of it being custom ore.

At the Copper Queen smelter the production total was announced as being over 12,000,000 pounds. Of this total the Arizona Copper Company has a large amount to its credit, and with other custom shipments accounts for about half of it.

FOOD PRODUCTS EXHIBIT AT ARIZONA'S FAIR

PHOENIX, Sept. 30.—Secretary T. D. Shaughnessy of the state fair commission announced today that a big space at the north end of the grandstand at the fair grounds had been set aside for a manufacturers' and food products display for the 1915 state fair.

There has never been such an exhibit before and the step fills a long felt demand. The fair commission hopes the merchants will take the matter up and make a display that will be a credit to the state.

The space will be very reasonable, in fact, just enough to cover the cost of fixing the booth.

The space given over to the new exhibit is that formerly devoted to church and benevolent societies.

Bisbee Attorneys

Among the attorneys in the county seat today from Bisbee were noted Alexander Murray, S. K. Williams and Thomas Flannigan.

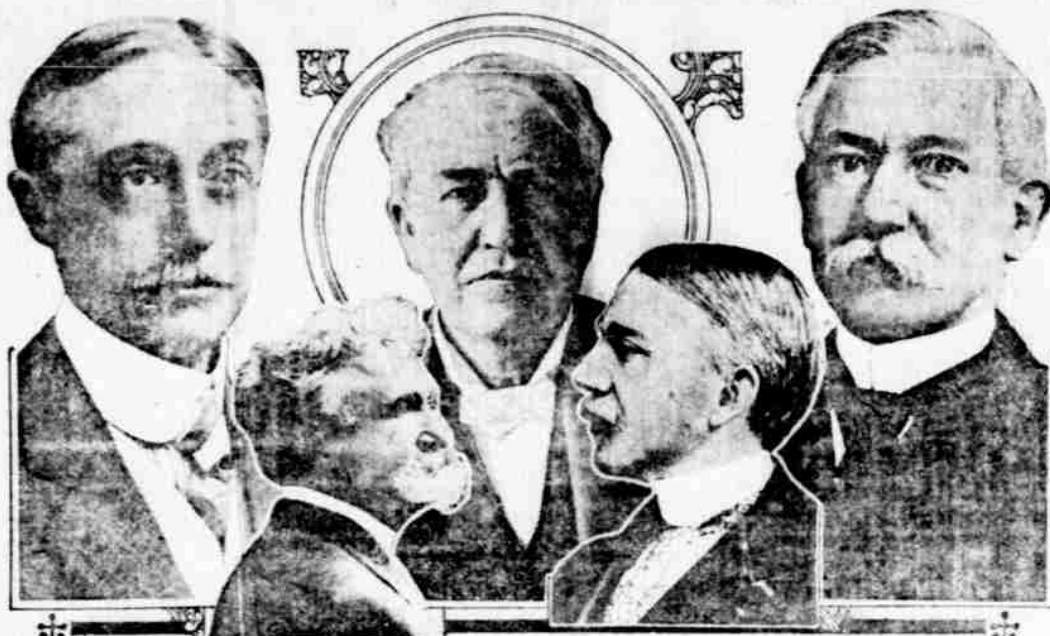
A New Boarding House

Mrs. Raines has taken the Cummings house corner of Sixth and Fremont Sts. recently occupied by Attorney Kingsbury. She is going to open a first class boarding house the first of the week.

May Undergo Operation

Deputy County School Superintendent Miss Fay Kennedy was taken to the Copper Queen Hospital at Bisbee Thursday where she will probably undergo an operation for appendicitis. The many friends of Miss Kennedy hope the ailment may not necessitate an operation. She was accompanied by her aunt, Miss Minnie Lintz county school superintendent.

THESE MEN TO HELP BETTER OUR NAVY.



Photos by American Press Association.
Five of the twenty-three members of the naval advisory board of civilian experts chosen to assist in increasing the efficiency of our navy. From left to right: Elmer A. Sperry, Hudson Maxim, Thomas A. Edison, Peter Bausch, and Robert S. Woodward.

MANY STUDENTS TO TAKE TOMBSTONE MINERS SHORT COURSE AT THE U. OF A.

TUCSON, Oct. 2.—The number of students registering in course No. 1 of the Miners' Short Course to be given by the University of Arizona is increasing so rapidly that it looks as though this course would be a great success. Practically every district in the state will be represented by men who desire to study prospecting.

The first course, which starts on Monday, October 4th, is in elementary mineralogy and blowpipe analysis, which deals with the fundamental work necessary for scientific prospecting. The work will consist of lectures, recitations and laboratory practice on the mode of occurrence, uses and classification of minerals, with particular reference to field methods of determination. Underlying all the value of prospecting must be the correct determination of rocks and ores with which the prospector comes in contact.

RAILWAY COMMISSIONS TO VISIT ARIZONA'S GRAND CANYON

PHOENIX, Oct. 1.—Members of the interstate commerce commission and a number of state railway commissions of the country will visit the Grand Canyon enroute to the annual convention of the National association, which opens Oct. 12 at San Francisco. The railway commissioners will travel on a special train over the Santa Fe from the east. Plans were outlined yesterday where the members of the corporation commission and the Santa Fe officials will meet the party at the eastern boundary of the state and accompany them to the canyon and to San Francisco. It is expected that the party will arrive in Arizona on October 8.

Going on Sporting Trip

Mr. and Mrs. F. N. Wolcott will leave Tuesday for an auto tour of the state. They will among other places take in the Grand Canyon and the Petrified forest. They will carry a complete camp outfit and Mr. Wolcott will take along his guns and fishing tackle so as to enable him to take in every variety of game, whether it is furs, feathers or fur. They will be gone several weeks.

TOWN TOPICS TERSELY TOLD

Another Cottage for Hill

The Bunker Hill Company is completing the rebuilding of a cottage on the hill. Work on the building to be occupied by Mr. Randolph and family on the hill is nearing completion.

To Douglas

Assessor Ed Hughes and Court Interpreter Johnny Lgo left last evening for Douglas in Mr. Hughes' Ford.

Returns Home

Miss Randolph, daughter of Dr. Randolph, of the Bunker Hill Mines Company, returned home this morning from Bisbee where she has been on a visit.

Faust Case Dela

A recess was taken in the Faust case today about two o'clock owing to the illness of one of the jurymen. But one argument remains to be made before case will go to the jury.

To Bisbee

Mr. and Mrs. Douglas Gray, Miss Lillie Holland and Miss Mary Girard motored to Bisbee this morning, where they spent the day visiting with friends. They returned home in the evening.

Moved Into

John Ronchetti has moved into the Pistone house on east Allen St.

Barr Cottage Occupied

Chic Murphy and his family are now domiciled in the Barr Cottage on Sanford Street.

Rebuilding Adobe

C. L. Cummings is rebuilding the adobe on Trenchard near First St.

To Gleeson

A. F. Parker, life insurance representative, and M. R. Abril, of the Blue Front barber shop, motored to Gleeson yesterday on business matters.

In from Willcox

Judge J. C. Page is in the county seat today from his home at Willcox, on business. He made the trip in his Ford.

From Lowell

Deputy Sheriff "Red" Gannon and Billy Brakefield are county seat visitors today on business connected with the Sheriff's office, from their posts in Lowell.

LOST—Watch and fob. Ribbon fob with half-dollar emblem, watch not very valuable but fob values fob as keep-sake. Finder please return to Earl Hartman. Adv2t

COMMONWEALTH AND MIDDLEMARCH DEVELOPING

DOUGLAS, Oct. 2.—Hon. John E. Newberry, of Pearce, was a visitor in Douglas last night, coming here with his friend, Mr. Leeper, with whom he served in the legislature last spring. Mr. Leeper is a resident of Prescott and represented Yavapai county. He is now interested in mines in the Oatman district, in Mohave county, where he reports much activity and bright prospects for the future.

Mr. Newberry was a representative of Cochise county in the legislature and his record throughout the session was pleasing to his constituents. Mr. Newberry, in speaking of Pearce, said that the Commonwealth mine is operating to the limit of its capacity, and that the owners are highly pleased with the results. He says that the Commonwealth Extension, under the direction of C. W. Hicks, is looking exceedingly well and that opinion is general that it will make a good property and become an early producer.

The old Middlemarch mine is now being worked and ore shipped to the Copper Queen smelter in Douglas. About seventy men are now employed on the Middlemarch property.

HUNTERS MUST NOT FORGET LICENSES OR FACE COURTS

PHOENIX, Oct. 1.—Hunters who fail to carry their licenses in the field will hereafter be given an opportunity to explain in court how they came to forget their licenses according to an announcement made at the office of State Game Warden Willard. Deputy game wardens are being instructed that if a hunter is found without a license, he will be given a chance to explain in court how he came to forget his license, and if he cannot explain, he will be fined or imprisoned.

Looking After Interests

F. A. Sater, of Bisbee, was among the incoming passengers on this morning's train, to look after the remodeling of the store building on Main street into which he will soon be established with a full line of ready to wear garments and dry goods.

RECENT DECISION OF U.S. SUPREME AND APPELLATE COURTS DON'T APPLY TO ARIZONA ACCORDING TO OPINIONS LEADING TOMBSTONE ATTORNEYS

Railroad and Express Companies Will Hereafter Accept Shipments of Liquor Consigned to Supposedly Dry States—Test Case to Determine Question

LOS ANGELES, Oct. 1.—Following the publication of the fact that, while the traffic in liquor may be prohibited anywhere, there is no such thing as dry territory inasmuch as shipments of liquor may be made to any destination for personal consumption, Los Angeles brewers and wholesale liquor dealers received a flood of orders from residents of small cities in California where ordinances have held that possession is sufficient to convict. Many orders came by telegraph from Arizona.

Railroads and express companies which have been refusing shipments of liquor into supposedly dry territories yesterday passed word to the proper departments that all such shipments may hereafter be accepted.

The belated discovery of the Supreme Court ruling, announced by Justice Day on June 14, and the announcement of that discovery, caused a hurried conference of railway freight officials and attorneys.

The surprise occasioned by the announcement is that the railroads and express companies were unaware of the existence of the ruling. The Kentucky case, upon which Justice Day wrote his opinion affecting the Webb-Kenyon interstate liquor traffic law, was a prosecution of the Adams Express Company for taking liquor for personal use from Tennessee into Kentucky, Kentucky dry territory.

Justice Day, for the United States Supreme Court, held that it was bound to accept the decision of the Kentucky Court of appeal that the Webb-Kenyon act was not applicable to cases where liquor was shipped interstate for personal consumption. The conviction of the express company in the lower court was therefore set aside.

In consonance with the opinion of the highest court is the ruling of the Appellate court in a recent case. This provides that no city has the right to pass ordinances providing that possession of liquor is ground for legal prosecution of the owner or possessor.

While the construction of the Webb-Kenyon case restores a certain liberty to the citizens of Arizona, a supposedly dry state, the Appellate court ruling makes invalid all ordinances on the subject enforced by incorporated cities.

The far reaching effect of both decisions not only stimulated the liquor traffic and opened up territory that was thought to be lost to them, but caused a sensation among the prohibitionists on the eve of the launching of their initiative petitions for the 1916 election in California.

It is not entirely certain that the discovery of the California people applies in Arizona as safely as the Californians wish it would, for it may be it will be found that this ruling of the Supreme Court does not go into the matter far enough to decide if their ruling applies to states that are wholly dry or only applies to states that have local option, and therefore are only partly dry. It is contended that the Supreme Court has never passed on this question of personal use for people who live in states that have statewide prohibition, and the Stansbury case, which Attorneys Kingsbury and Pick-

KANSAS CITIZEN HAS TROUBLE IN LEAVING INHERITANCE

The sorely-harassed citizen of Topeka Kan., who invested a large amount of money in Los Angeles aqueduct bonds is now sojourning at Yuma, partly because he wishes to avail himself of the Arizona moral uplift which teaches that strong drink is a mocker that will not be suffered to make a delirium tremens grin at those who dwell in the Cactus State and partly because he fears that his ship is nearing its shore and he feels that he can leave the world with less regret in Arizona than in any other state in the Union.

He is distressed at learning that on his decease his heirs will get but little of the proceeds of their aqueduct bonds. Filla, California; Carranza, Arizona; Zapata, Kansas, will, by virtue of their inheritance law, whack up between them the money which his estate will derive from a sale of the aqueduct bonds. California will take a lions share because the property on which the bonds were issued were in that State. Arizona will take a wolf's grab because he died there, and Kansas will pick the bones because when he was at home he committed the folly of living there.

But the Kansas-California-Arizona can avoid this dispoilment of her heirs by any one of processes—

(1) He can sell his aqueduct bonds and donate the proceeds to the establishment of an asylum for feeble minded, nonpartisan Progressives.

(2) He can divide the bonds before he dies among his heirs.

(3) He need not die till we have sane and just laws.

One of the Best Truck Farm's In West

It is not generally known but near Lewis Springs on the pipe line of the Huachuca Water Company is a model "white man's" truck farm, run and owned by Mr. John A. Logan. Some of the best vegetables we have ever sampled came from this farm. Mr. Logan is an expert horticulturist and agriculturist and knows the soils and everything that goes to make a successful truck farm. In a year or so Mr. Logan's ranch will be one of the show places for truck farm produce in the South-west. This year they have been very successful and large crops of all kinds of vegetables and melons have been raised.

ett are appealing, will put this squarely before the U. S. Supreme Court, if the California case does not.

Several prominent Tombstone attorneys have expressed the opinion that this ruling does not apply to Arizona owing to the fact that Arizona is a dry state by constitutional amendment, and the test case from Cochise county, appealed to the Supreme Court of the state will settle the question as concerns Arizona.